

## DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled PROGRAM PRODUCT FOR AN APPLICATION PROGRAMMING INTERFACE UNIFYING MULTIPLE MECHANISMS,

the specification of which (check one)

is attached hereto

☒ x

was filed on 04/30/96 as United States Application Number 08/641,454

or PCT International Application Number \_\_\_\_\_

and was amended on \_\_\_\_\_.

I hereby state that I have reviewed and understand the contents of the above identified specification, including claims, as amended by any amendment referred to above. I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in 37 CFR § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed.

## Priority Claimed

_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/> Yes <input type="checkbox"/> No
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/> Yes <input type="checkbox"/> No

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below.

_____ (Application Number)	_____ (Filing Date)
_____ (Application Number)	_____ (Filing Date)

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose material information as defined in 37 CFR § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

_____ (Appl. Serial No.)	_____ (Filing Date)	_____ (Status)(patented, pending, abandoned)
_____ (Appl. Serial No.)	_____ (Filing Date)	_____ (Status)(patented, pending, abandoned)

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

Lynn L. Augspurger, Reg. No. 24,227;  
Marc A. Ehrlich, Reg. No. 39,966;  
Floyd A. Gonzalez, Reg. No. 26,732;  
Lily Neff, Reg. No. 38,254;

Lawrence D. Cutter, Reg. No. 28,501;  
Bernard M. Goldman, Reg. No. 17,959;  
William A. Kinnaman, Jr., Reg. No. 27,650;  
John A. Jordan, Reg. No. 24,655.

Send Correspondence to: Floyd A. Gonzalez, IBM Corporation, Intellectual Property Law, M/S P386, 522 South Road, Poughkeepsie, NY 12601-5400. Telephone: (914)433-1163

PAGE . . TO COMBINED DECLARATION AND POWER OF ATTORNEY  
FOR SIGNATURE BY FIRST AND SUBSEQUENT INVESTORS

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of sole or first inventor: PETER RICHARD HADOVINATZ

Signature: Robert Richard Badour Date: 6/27/96  
Residence: 133 Sunrise Avenue, Kingston, NY 12401  
Citizenship: USA  
Post Office Address: same as above

Full Name of second joint inventor: MARION LEE BLOUNT

Signature: Marion Lee Blount Date: June 13, 1996  
Residence: 130 Eleanor Drive, Mahopac, NY 10541  
Citizenship: USA  
Post Office Address: same as above

Full Name of third joint inventor: LARRY BERT BRENNER

Signature: Jerry Bert Brenner Date: 6/21/96  
Residence: 8405 Vagadero Cove, Austin, TX 78759  
Citizenship: USA  
Post Office Address: same as above

Full Name of fourth joint inventor: TUSHAR DEEPAK CHANDRA

Signature: Tushar Deepak Chanda Date: June 13 '96  
Residence: 215 Mob Hill Drive, Elmsford, NY 10523  
Citizenship: India  
Post Office Address: same as above

Full Name of fifth joint inventor: AJEI SARAT GOPAL

Signature: Wheeler Sarah Gentry Date: 6/13/96  
Residence: 555 North Avenue, #19N, Fort Lee, NJ 07024  
Citizenship: USA  
Post Office Address: same as above

Full Name of sixth joint inventor: DENNIS DUANE JURGENSEN

Signature: *Thomas Duane Jurgensen* Date: 6/28/96  
Residence: 142 Fairway Drive, Hurley, NY 12443  
Citizenship: USA  
Post Office Address: same as above

ED PAGE(s) TO COMBINED DECLARATION AND POWER ATTORNEY  
FOR SIGNATURE BY FIRST AND SUBSEQUENT INVENTOR

Full Name of seventh joint inventor: MARC ADAM KAPLAN

Signature: Marc Adam Kaplan Date: 6/14/96  
Residence: 14 Holly Hill Lane, Katonah, NY 10536  
Citizenship: USA  
Post Office Address: same as above

Full Name of eighth joint inventor: ORVILLE THEODORE KIRBY

Signature: Orville Theodore Kirby Date: 7-1-96  
Residence: 32 David Drive, Pleasant Valley, NY 12569  
Citizenship: USA  
Post Office Address: 32 David Drive, Poughkeepsie, NY 12601

Full Name of ninth joint inventor: JOHN ARTHUR PERSHING, JR.

Signature: John Arthur Pershing, Jr. Date: 13-JUN-96  
Residence: 162 Cortlandt Street, Buchanan, NY 10511  
Citizenship: USA  
Post Office Address: same as above

Full Name of tenth joint inventor: JOHN JOSEPH EDWARD TUREK

Signature: John Joseph Edward Turek Date: 14-6-96  
Residence: 41 Gesner Avenue, South Nyack, NY  
Citizenship: Canada  
Post Office Address: same as above

OCT 8 1996



**UNITED STATES DEPARTMENT OF COMMERCE**  
**Patent and Trademark Office**  
ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

SEPTEMBER 29, 1996

PTAS



\*100230144A\*

IBM CORPOARTION  
FLOYD A. GONZALEZ  
INTELLECTUAL PROPERTY LAW  
522 SOUTH ROAD, M/S P386  
POUGHKEEPSIE, NY 12601-5400

**UNITED STATES PATENT AND TRADEMARK OFFICE**  
**NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT**

J1003 U.S. PTO  
09/778707  
02/07/01

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, NORTH TOWER BUILDING, SUITE 10C35, WASHINGTON, D.C. 20231.

RECORDATION DATE: 07/05/1996

REEL/FRAME: 8020/0307  
NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

## ASSIGNOR:

BADOVINATZ, P.R.

DOC DATE: 06/27/1996

## ASSIGNOR:

BLOUNT, M.L.

DOC DATE: 06/13/1996

## ASSIGNOR:

BRENNER L.B.

DOC DATE: 06/21/1996

## ASSIGNOR:

CHANDRA T.D.

DOC DATE: 06/13/1996

## ASSIGNOR:

GOPAL A.S.

DOC DATE: 06/13/1996

## ASSIGNOR:

JURGENSEN, D.D.

DOC DATE: 06/26/1996

## ASSIGNOR:

KAPLAN M.A.

DOC DATE: 06/14/1996

8020/0307 PAGE 2

## ASSIGNOR:

KIRBY, O.T.

DOC DATE: 07/01/1996

## ASSIGNOR:

PERSHING, J.A. JR.

DOC DATE: 06/13/1996

## ASSIGNOR:

TUREK, J.J. E.

DOC DATE: 06/14/1996

## ASSIGNEE:

INTERNATIONAL BUSINESS MACHINES CORPORATION  
OLD ORCHARD ROAD  
ARMONK, NEW YORK 10504

SERIAL NUMBER: 08641454

FILING DATE: 04/30/1996

PATENT NUMBER:

ISSUE DATE:

LAWAN FLETCHER, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

07-10-1996

RECEIVED



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JUL 05 1996

100230144

U.S. Department of Commerce

RECORDATION FORM COVER SHEET - PATENTS ONLY  
RECEIPT ACTING, DIV.

To the Honorable Commissioner of Patents and Trademarks. Please record the attached original documents or copy thereof.

## 1. Name of conveying party(ies):

a) P. R. Badovinatz g) M. A. Kaplan  
 b) M. L. Blount h) O. T. Kirby  
 c) L. B. Brenner i) J. A. Pershing, Jr.  
 d) T. D. Chandra j) J. J. E. Turek  
 e) A. S. Gopal k) \_\_\_\_\_  
 f) D. D. Jurgensen l) \_\_\_\_\_

More names attached? Y X N

## 2. Name and address of receiving party(ies):

Name: INTERNATIONAL BUSINESS  
 MACHINES CORPORATION  
 Address: Old Orchard Road  
 Armonk, NY 10504

More names attached? Y X N3. Nature of Conveyance: X Assignment

4. Application number: 08/641,454 Filed: April 30, 1996  
 Filed with new application: yes X no

## Execution date(s):

a) June 27, 1996 g) June 14, 1996  
 b) June 13, 1996 h) July 1, 1996  
 c) June 21, 1996 i) June 13, 1996  
 d) June 13, 1996 j) June 14, 1996  
 e) June 13, 1996 k) \_\_\_\_\_  
 f) June 26, 1996 l) \_\_\_\_\_

Additional numbers attached? Y X N

## 5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Floyd A. Gonzalez  
 IBM Corporation  
 Intellectual Property Law  
 522 South Road, M/S P386  
 Poughkeepsie NY 12601-5400

6. Total # of applications and patents involved: 01

7. Total fee (37 CFR 3.41):  
 \$ 40.00

8. Charge to Deposit Account  
 09-0463. A duplicate copy  
 is enclosed.

JS06021 07/09/96 08641454

09-0463 060 581

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## 9. Statement and Signature: To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Susan L. Nelson

Signature

July 2, 1996  
DateTotal number of pages including cover sheet, attachments, and document: 2

Express Mail Label No. (if applicable): \_\_\_\_\_

Docket No.: P09-96-048

IBM Jockey No: PO9-96-046

## A S S I G N M E N T

Whereas, we

- (1) Peter R. Badovinatz                      of Kingston  
County of Ulster                              and State of New York
- (2) Marion L. Blount                        of Mahopac  
County of Putnam                            and State of New York
- (3) Larry B. Brenner                        of Austin  
County of Travis                            and State of Texas
- (4) Tushar D. Chandra                       of Elmsford  
County of Westchester                      and State of New York
- (5) Ajei S. Gopal                            of Fort Lee  
County of Bergen                            and State of New Jersey
- (6) Dennis D. Jurgensen                    of Hurley  
County of Ulster                            and State of New York
- (7) Marc A. Kaplan                           of Katonah  
County of Westchester                      and State of New York
- (8) Orvalle T. Kirby                        of Pleasant Valley  
County of Dutchess                          and State of New York
- (9) John A. Pershing, Jr.                    of Buchanan  
County of Westchester                      and State of New York
- (10) John Joseph Edward Turek              of South Nyack  
County of Rockland                          and State of New York

have invented certain improvements in PROGRAM PRODUCT FOR AN APPLICATION  
PROGRAMMING INTERFACE UNIFYING MULTIPLE MECHANISMS

and executed a United States Patent Application therefor on

- (1) June 27, 1996, (2) June 13, 1996, (3) June 21, 1996,  
(4) June 13, 1996, (5) June 13, 1996, (6) June 26, 1996,  
(7) June 14, 1996, (8) July 1, 1996, (9) June 13, 1996,  
(10) June 14, 1996

Whereas, INTERNATIONAL BUSINESS MACHINES CORPORATION, a corporation of New York, having a place of business at Armonk, New York, 10504, (hereinafter called IBM), desires to acquire the entire right, title and interest in the said application and invention, and to any United States and foreign patents to be obtained therefor;

Now therefore, for a valuable consideration, receipt whereof is hereby acknowledged, we, the above named, hereby sell, assign and transfer to IBM, its successors and assigns, the entire right, title and interest in the said application and the invention therein disclosed for the United States and foreign countries, and all rights of priority resulting from the filing of said United States application, and we request the Commissioner of Patents to issue any Letters Patents granted upon the invention set forth in said application to IBM, its successors and assigns; and I hereby agree that IBM may apply for foreign Letters Patent on said invention and I will execute all papers necessary in connection with the United States and foreign applications when called upon to do so by IBM.

## Signed

- (1) at Poughkeepsie, NY  
on June 27, 1996 Peter R. Badovinatz  
Peter R. Badovinatz
- (2) at Hawthorne, N.Y.  
on June 13, 1996 Marion L. Blount  
Marion L. Blount
- (3) at Austin, TX  
on 6/21/96 Larry B. Brenner  
Larry B. Brenner
- (4) at Hawthorne, N.Y.  
on June 13, 1996 Tushar Deepak Chandra  
Tushar D. Chandra
- (5) at Hawthorne, N.Y.  
on June 13, 1996 Ajei S. Gopal  
Ajei S. Gopal
- (6) at Poughkeepsie, NY  
on June 26, 1996 Dennis D. Jurgensen  
Dennis D. Jurgensen
- (7) at Yorktown Heights, N.Y.  
on June 14, 1996 Marc A. Kaplan  
Marc A. Kaplan
- (8) at Poughkeepsie, NY  
on July 1, 1996 Orvalle T. Kirby  
Orvalle T. Kirby
- (9) at Hawthorne, N.Y.  
on June 13, 1996 John A. Pershing, Jr.  
John A. Pershing, Jr.
- (10) at Yorktown Heights, N.Y.  
on June 14, 1996 John Joseph Edward Turek  
John Joseph Edward Turek

**Change Of Attorney Or Agent's Address In Application**  
(37 CFR 1.8(a))

Docket No.

PO9-96-048X

In Re Application Of: **BADOVINATZ ET AL.**

Serial No.  
08/959,967

Filing Date  
10/24/97

Examiner  
S. Lao

Group Art Unit  
2755

Invention: **PROGRAM PRODUCT FOR AN APPLICATION PROGRAMMING INTERFACE  
UNIFYING MULTIPLE MECHANISMS**

TO THE ASSISTANT COMMISSIONER FOR PATENTS

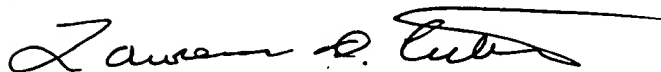
31003 U.S. PRO  
09/778707  
02/07/01

Please send all correspondence for this application to:

**HESLIN & ROTHENBERG, P.C.**  
**5 COLUMBIA CIRCLE**  
**ALBANY, NY 12203**

Please direct all telephone calls to:

**WAYNE REINKE or BLANCHE SCHILLER (518) 452-5600**



*Signature of Attorney or Agent of Record*

Dated: 09/15/2000

**Lawrence D. Cutter, Sr. Attorney**  
**Reg. No. 28,501**  
**IBM Corporation**  
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**Poughkeepsie, NY 12601**  
**(845) 433-1172**

*Registration Number & Address of Attorney or Agent of Record*

I certify that this document is being deposited on  
9-15-00 with the U.S. Postal Service as first  
class mail under 37 C.F.R. 1.8 and is addressed to the  
Assistant Commissioner for Patents, Washington, D.C.  
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*Signature of Person Mailing Correspondence*

**SUSAN L. PHELPS**

*Typed or Printed Name of Person Mailing Correspondence*